

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF NEW YORK

CHAPTER 11

In re:

Yosi Shemtov,
Debtor.

CASE NO. 09-44229-353

AFFIDAVIT

STATE OF NEW YORK)
)
COUNTY OF KINGS)

Yosi Shemtov, being duly sworn, deposes and says:

1. I am the Debtor herein, and I submit the following information pursuant to Local Rule 1007-2.
2. The Debtor is an individual that owns several properties in Queens and Brooklyn.
3. Annexed hereto is a list of all of the creditors of the Debtor.
4. None of the Debtor's property is in the possession or custody of any public officer, receiver, trustee, assignee for the benefit of creditors, mortgagees, pledges or assignee of rents.

5. An estimate of income and expenses for the next thirty days is annexed.

6. The Debtor acquired the properties to renovate and sell them. Some properties were sold, but because of the decline in the real estate market, zoning problems, and tenant problems, I could not sell the properties or pay the mortgages. One bank obtained a judgment and scheduled a foreclosure sale.

7. I believe that several banks will consent to a short sale which will leave me with the properties with equity, and that I can reinstate those mortgages or come to an agreement with those banks.



/s/
Yosi Shemtov

In re Yosi Shemtov

Case No.

Debtor

(If known)

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status: Divorced	DEPENDENTS OF DEBTOR AND SPOUSE		
	RELATIONSHIP(S):		AGE(S):
Employment:	DEBTOR	SPOUSE	
Occupation			
Name of Employer			
How long employed			
Address of Employer			
INCOME: (Estimate of average or projected monthly income at time case filed)			
1. Monthly gross wages, salary, and commissions (Prorate if not paid monthly.)		DEBTOR	SPOUSE
2. Estimate monthly overtime		\$ 0.00	\$ _____
3. SUBTOTAL		\$ 0.00	\$ _____
4. LESS PAYROLL DEDUCTIONS			
a. Payroll taxes and social security		\$ 0.00	\$ _____
b. Insurance		\$ 0.00	\$ _____
c. Union dues		\$ 0.00	\$ _____
d. Other (Specify) _____		\$ 0.00	\$ _____
5. SUBTOTAL OF PAYROLL DEDUCTIONS		\$ 0.00	\$ _____
6. TOTAL NET MONTHLY TAKE HOME PAY		\$ 0.00	\$ _____
7. Regular income from operation of business or profession or farm (Attach detailed statement)		\$ 0.00	\$ _____
8. Income from real property		\$ 20,750.00	\$ _____
9. Interest and dividends		\$ 0.00	\$ _____
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above.		\$ 0.00	\$ _____
11. Social security or other government assistance (Specify) _____		\$ 0.00	\$ _____
12. Pension or retirement income		\$ 0.00	\$ _____
13. Other monthly income (Specify) _____		\$ 0.00	\$ _____
14. SUBTOTAL OF LINES 7 THROUGH 13		\$ 20,750.00	\$ _____
15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)		\$ 20,750.00	\$ _____
16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)		\$ 20,750.00	

(Report also on Summary of Schedules and, if applicable, on Statistical Summary of Certain Liabilities and Related Data)

In re Yosi Shemtov

Case No.

(If known)

Debtor

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

NONE

In re Yosi Shemtov

Debtor

Case No.

(If known)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made biweekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form22A or 22C.

Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)	\$ <u>40,450.00</u>
a. Are real estate taxes included? Yes _____ No <u>✓</u>	
b. Is property insurance included? Yes _____ No <u>✓</u>	
2. Utilities: a. Electricity and heating fuel	\$ <u>3,745.20</u>
b. Water and sewer	\$ <u>0.00</u>
c. Telephone	\$ <u>0.00</u>
d. Other <u>Gas</u>	\$ <u>1,215.00</u>
3. Home maintenance (repairs and upkeep)	\$ <u>1,500.00</u>
4. Food	\$ <u>500.00</u>
5. Clothing	\$ <u>100.00</u>
6. Laundry and dry cleaning	\$ <u>50.00</u>
7. Medical and dental expenses	\$ <u>50.00</u>
8. Transportation (not including car payments)	\$ <u>500.00</u>
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$ <u>100.00</u>
10. Charitable contributions	\$ <u>0.00</u>
11. Insurance (not deducted from wages or included in home mortgage payments)	
a. Homeowner's or renter's	\$ <u>700.00</u>
b. Life	\$ <u>0.00</u>
c. Health	\$ <u>0.00</u>
d. Auto	\$ <u>0.00</u>
e. Other	\$ <u>0.00</u>
12. Taxes (not deducted from wages or included in home mortgage payments) (Specify)	\$ <u>0.00</u>
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)	
a. Auto	\$ <u>0.00</u>
b. Other	\$ <u>0.00</u>
14. Alimony, maintenance, and support paid to others	\$ <u>0.00</u>
15. Payments for support of additional dependents not living at your home	\$ <u>0.00</u>
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$ <u>0.00</u>
17. Other	\$ <u>0.00</u>
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$ <u>48,910.20</u>
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:	
20. STATEMENT OF MONTHLY NET INCOME	
a. Average monthly income from Line 15 of Schedule I	\$ <u>20,750.00</u>
b. Average monthly expenses from Line 18 above	\$ <u>48,910.20</u>
c. Monthly net income (a. minus b.)	\$ <u>-28,160.20</u>

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